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## FAX Transmission Sheet

April 5, 2004

To: Examiner An H. Do Fax No. (703) 872-9306  
From: Stephen P. Burr Fax No. (315) 233-8320  
Re: In re the Application of: Yukihiisa TAKEUCHI, Nobuo TAKAHASHI and  
Mutsumi KITAGAWA  
Serial No.: 10/657,842 Art Unit: 2853  
Date Filed: September 9, 2003 Conf. No. 2130  
Title: PIEZOELECTRIC/ELECTROSTRICTIVE FILM TYPE ACTUATOR AND  
METHOD OF MANUFACTURING THE ACTUATOR  
Our Docket No.: 791\_228

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### COMMENTS:

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	<u>Paper</u>	<u># of Pages</u>
1.	Response to Restriction Requirement .....	<u>2</u>

Total Pages (including cover page) 3

Elizabeth A. VanAntwerp

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**PATENT**

Practitioner's Docket No.: 791\_228

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Yukihiisa TAKEUCHI, Nobuo TAKAHASHI and  
Mutsumi KITAGAWA

Ser. No.: 10/657,842

Art Unit: 2853

Filed: September 9, 2003

Examiner: An H. Do

Confirmation No.: 2130

For: PIEZOELECTRIC/ELECTROSTRICTIVE FILM TYPE ACTUATOR AND  
METHOD OF MANUFACTURING THE ACTUATOR

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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2004 at (703) 872-9306.

*Elizabeth A. VanAntwerp*  
Elizabeth A. VanAntwerp

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Office Action mailed March 19, 2004, applicants hereby  
provisionally elect, with traverse, to prosecute the claims of Group I (claims 1-20) in this  
application.

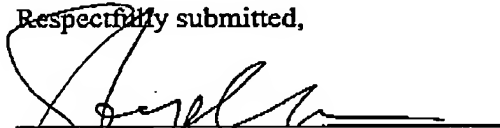
However, applicants respectfully traverse the restriction requirement since the subject  
matter of claims 1 - 29 is sufficiently related that a thorough and complete search for the  
subject matter of the elected claims would necessarily encompass a thorough and complete  
search for the subject matter of the non-elected claims. Thus, it is respectfully submitted that  
search and examination of the entire application could be made without serious burden. See  
MPEP §803 in which it is clearly stated that "[i]f the search and examination of an entire

application can be made without serious burden, the Examiner must examine it on the merits." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to applicants and improper duplicative examination by the Patent Office.

If the Examiner believes that contact with Applicants' attorney would be advantageous toward the disposition of this case, the Examiner is herein requested to call Applicants' attorney at the phone number noted below.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

  
\_\_\_\_\_  
Stephen P. Burr  
Reg. No. 32,970

April 5, 2004  
Date

SPB/eav

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